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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JUSTIN ABBOTT FACEY

Defendant.

CASE NO. 3:25-CR-00033-SLG-KFR

FIRST STATUS REPORT

Justin Facey, by and through his attorney, Nicolas V. Vieth of Vieth Law Offices, Chtd., provides this Notice to the Court that under the current circumstances and with the amount of discovery provided by the government, in-person review will prove difficult and will take a significant amount of time and resources.

Mr. Facey was being housed at Anchorage Correctional Complex in administrative segregation. After several appeals to the facility requesting a transfer to general population, it is the undersigned's understanding that he is now in general population.

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1 Regarding visitation and what the defense team can bring into the jail, it is
2 our understanding that we can bring in a preauthorized computer and/or tablet. But
3 we cannot bring in any cellphones, or have any outside internet access on the
4 preauthorized computers and/or tablets. Although this is better than reviewing
5 only paper reports and transcripts of phone calls, it will still prove to be a challenge
6 knowing the amount of discovery previously provided and what has yet to come.
7 The other challenge that we face is that our discovery is under a protective order.
8 See ECF 39. This is noteworthy because we cannot simply provide reports,
9 transcripts, etc., to Mr. Facey to review on his own. Simply put, one or more of the
10 defense team will have to be at the jail in person.

15 We have spoken to jail staff and U.S.M.S Cable regarding the above, and
16 they have been helpful. But these restrictions remain and because of the
17 complexity and sensitivity of this case along with several other sister cases and
18 their related issues, it is unfortunately going to take the defense significant time to
19 review and allow Mr. Facey to participate in his own defense.

22 In regard to discovery, the government has been very helpful and diligent in
23 getting the defense copies of what they have in their possession. The problem is
24 that they have accumulated a lot of information over the past several years that has
25 been gathered in relation to this case and several others that may have relevance.
26 So again, because of the complexity, certain restrictions at the jail, and because of
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1 the protective order, a thorough review will take a significant amount of time in
2 order to provide Mr. Facey with the opportunity to fully participate in his own
3 defense and to shed light on what the government has provided.
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5 As this Court previously directed, if the defense has any issues with any of
6 the above, we will bring it to the Court's attention. As of now, discovery is
7 flowing but the review process under the current circumstances will prove
8 challenging and require a long time and a lot of in-person visits.
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11 DATED this 12th day of August, 2025

12 VIETH LAW OFFICES, CHTD.
13

14 s/ Nicolas V. Vieth
15 NICOLAS V. VIETH
16 Attorney for Justin Abbott Facey
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20 **CERTIFICATE OF SERVICE**

21 I hereby certify that on August 12, 2025, I electronically filed the foregoing
22 with the Clerk of the Court using the CM/ECF system, which will send notification
23 of such filing to all counsel of record.
24

25 s/ Nicolas V. Vieth
26 Nicolas V. Vieth
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